



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Tanya L. Swarts et al.

Appln. No.: 10/760,099

Filed : January 16, 2004

For : METADATA DRIVEN CUSTOMIZATION  
OF A SOFTWARE-IMPLEMENTED  
BUSINESS PROCESS

Docket No.: M61.12-0571

Group Art Unit: 2162

Examiner: Shahid Al Alam

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS  
BEING SENT BY U.S. MAIL, FIRST CLASS,  
TO THE COMMISSIONER FOR PATENTS,  
P.O. BOX 1450, ALEXANDRIA, VA 22313-  
1450, THIS

13<sup>TH</sup> DAY OF JUNE, 2007.

PATENT ATTORNEY

Applicant appeals to the Board of Patent Appeals and Interferences from the decision of the  
Primary Examiner mailed March 26, 2007, finally rejecting claims 1-25.

**FEE STATUS**

☐ Small entity status under 37 C.F.R. §§ 1.9 and 1.27 is established by a verified  
statement previously filed on ---.

**FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 1.17(b) the fee for filing the Notice of Appeal is:

☒ other than a small entity

\$500.00

☐ small entity

\$250.00

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**EXTENSION OF TIME**

These proceedings are for a patent application and the provisions of 37 C.F.R. § 1.136

apply.

(a) ☐ Applicant petitions for an extension of time under 37 C.F.R. § 1.17(a)-(d) for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$120.00	\$60.00
<input type="checkbox"/> two months	\$450.00	\$225.00
<input type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

☐ An extension for --- has already been secured and the fee paid therefor of \$--- is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$---

or

(b) ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

#### **TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$500.00

Extension fee (if any) \$---

**Total Fee Due \$500.00**

#### **FEE PAYMENT**

☒ Form PTO-2038 in the amount of \$500.00 is enclosed.

☐ Charge Deposit Account No. 23-1123, the sum of \$---.

The Director is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123. A duplicate copy of this communication is enclosed.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

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BDK/elk  
Enclosures